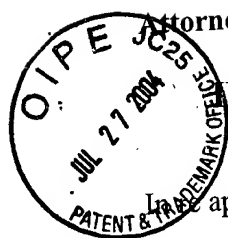


B/A

PATENT



Attorney Docket No: FSHR-008/00US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor application of Albert P. MAGGIORE et al.

Serial No.: 09/771,919 ✓

Examiner: Urszula M. Cegielnik

Confirmation No: 9069

Art Unit: 3712

Filed: January 30, 2001

For: **EXPRESSION-VARYING DEVICE**

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Issue Fee
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

TRANSMITTAL OF DOCUMENTS

Enclosed are the following documents for the above-identified application:

- ☒ [X] Amendment Under 37 C.F.R. § 1.312
- ☒ [X] Copy of stamped postcard receipt dated June 8, 2004
- ☒ [X] Copy of Information Disclosure Statement Transmittal dated June 8, 2004
- ☒ [X] Copy of Information Disclosure Statement dated June 8, 2004
- ☒ [X] Copy of Form PTO/SB/O8 filed June 8, 2004 and copy of 1 cited reference
- ☒ [X] Return receipt postcard


The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: July 27, 2004

Respectfully submitted,
COOLEY GODWARD LLP

Cooley Godward LLP
ATTN: Patent Group
One Freedom Square
Reston Town Center
11951 Freedom Drive
Reston, VA 20190-5656
Tel: (703) 456-8000
Fax: (703) 456-8100

By: _____


Erik B. Milch
Reg. No. 42,887



PLEASE STAMP AND RETURN TO SHOW RECEIPT OF:

In re Application of Albert P. MAGGIORE et al.

Serial No.: 09/771,919

Examiner: Urszula M. Cegielnik

Filed: January 30, 2001

Art Unit: 3712

Confirmation No.: 9069

For: **EXPRESSION-VARYING DEVICE**

1. Information Disclosure Statement Transmittal;
2. Information Disclosure Statement;
3. PTO/SB/08 and one reference;
4. Check for \$180.00 to cover fees; and
5. One postcard.

Dated: June 8, 2004

Atty. Docket No.: FSHR-008/00US

208082 v1/RE

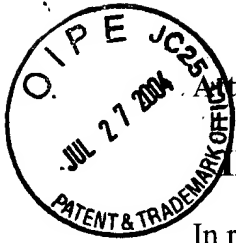
4GK201!.DOC

Client/Matter No.: 063518-2129

Attorney/Secretary: EBM:lhhd



BEST AVAILABLE COPY



Attorney Docket No. FSHR-008/00US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Albert P. MAGGIORE et al.

Serial No.: 09/771,919

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Customer Window, Mail Stop Issue Fee
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

AMENDMENT UNDER 37 C.F.R. § 1.312


Applicants respectfully request that the Examiner indicate consideration of the enclosed Information Disclosure Statement (IDS), which was properly filed on June 8, 2004, prior to the mailing date of the Notice of Allowance on July 14, 2004, as evidenced by the enclosed stamped postcard receipt.

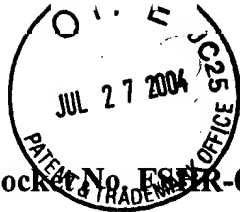
The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: July 27, 2004

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Reg. No. 42,887



Attorney Docket No. **ESP-008/00US**

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of **Albert P. MAGGIORE et al.**

Serial No.: **09/771,919**

Examiner: **Urszula M. Cegielnik**

Confirmation No.: **9069**

Art Unit: **3712**

Filed: **January 30, 2001**

For: **EXPRESSION-VARYING DEVICE**

U.S. Patent and Trademark Office
220 20th Street S.
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Enclosed is an Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.


- ☐ In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required.
- ☒ In accordance with 37 C.F.R. §1.97(c), also enclosed is:
 - ☒ the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p); or
 - ☐ a statement as specified in 37 C.F.R. §1.97(e).
- ☐ In accordance with 37 C.F.R. §1.97(d), a statement as specified in 37 C.F.R. §1.97(e) and the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) are also enclosed.
- ☒ Check in the amount of \$180.00 for the total fee is attached.
- ☒ A return receipt postcard is also enclosed.
- ☐ Please charge \$___ to Deposit Account No. 50-1283 for the total fee. This paper is being submitted in duplicate.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: June 8, 2004

Cooley Godward LLP
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Respectfully submitted,
COOLEY GODWARD LLP

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Erik B. Milch
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Attorney Docket No. FSH-008/00US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Albert P. MAGGIORE et al.

Serial No.: 09/771,919

Examiner: Urszula M. Cegielnik

Confirmation No.: 9069

Art Unit: 3712

Filed: January 30, 2001

For: EXPRESSION-VARYING DEVICE

U.S. Patent and Trademark Office
220 20th Street S.
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(c)**

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

- ☒ Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08A is enclosed.
- ☐ No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. to which the above-identified application claims priority under 35 U.S.C. §120.
- ☐ No copies of any U.S. patents or U.S. patent application publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98 because this application was filed after June 30, 2003.
- ☐ Publication(s) ___ listed on the attached Form PTO/SB/08A were cited in a foreign search or examination report corresponding to ___ application serial no. and mailed on ___.
- ☐ Enclosed is a copy of a non-English publication(s) ___. Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).

- ☐ Enclosed is a copy of a non-English publication(s) _____. English language publication _____ (copy enclosed) claims priority from this non-English publication.
- ☐ Enclosed is an explanation of non-English publication(s) _____ for which an English translation is not available.
- ☐ Enclosed is an English translation of non-English publication(s) _____ cited in the attached Form PTO/SB/08A.
- ☐ Enclosed is a copy of pending patent Application Serial No. _____.

This Information Disclosure Statement is filed after the period specified in 37 C.F.R. § 1.97(b), but before the mailing of:

- ☒ a final action under 37 C.F.R. §1.113;
- ☐ a notice of allowance under 37 C.F.R. §1.311; or
- ☐ an action that otherwise closes prosecution in this application.

In accordance with 37 C.F.R. §1.97(c) also enclosed is:

- ☒ Fee under 37 C.F.R. §1.17(p) in the amount of \$180.00; or
- ☐ Statement as specified in 37 C.F.R. §1.97(e):
 - ☐ Each item of information contained in the Information Disclosure Statement cited herein was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of the Information Disclosure Statement; or
 - ☐ No item of information contained in the Information Disclosure Statement submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, having made a reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing date of the Information Disclosure Statement.


It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A to the undersigned.

Dated: June 8, 2004

Cooley Godward LLP
ATTN: Patent Group
One Freedom Square
Reston Town Center
11951 Freedom Drive
Reston, VA 20190-5656
Tel: (703) 456-8000
Fax: (703) 456-8100

Respectfully submitted,
COOLEY GODWARD LLP

By: _____


Erik B. Milch
Reg. No. 42,887

Please type a plus sign (+) inside this box →

+



PTO/SB/08A (08-00)

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		<i>Complete if Known</i>	
		Application Number	09/771,919
		Filing Date	January 30, 2001
		First Named Inventor	Albert MAGGIORE
		Group Art Unit	3712
		Examiner Name	Urszula M. Cegielnik
Sheet 1	of 1	Attorney Docket Number	FSHR-008/00US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code ² (if known)		
		6,736,694	B2	Hornsby et al.	05-18-2004

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)			

OTHER – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

208061 vi/RE
4GJH01!.DOC

¹ Unique citation designation number.

² See attached Kinds of U.S. Patent Documents.

³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.

⁶ Applicant is to place a check mark here if English language Translation is attached.